

MESSAGE NO: 0157204

MESSAGE DATE: 06/05/2000

MESSAGE STATUS: Active

CATEGORY: Antidumping

TYPE: COR

PUBLIC ☒

NON-PUBLIC ☐

SUB-TYPE:

FR CITE: FR

FR CITE DATE:

REFERENCE 0105205
MESSAGE #
(s):

CASE #(s): A-570-855

EFFECTIVE DATE:

COURT CASE #:

PERIOD OF REVIEW:

TO

PERIOD COVERED: 06/05/2000 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: NOTICE OF ANTIDUMPING DUTY ORDER & AMENDED FINAL DETERMINATION IN
THE ANTIDUMPING DUTY INVESTIGATION OF NON FROZEN APPLE JUICE CONCENTRATE
FROM PRC (A-570-855)

MESSAGE NO: 0157204

DATE: 06 05 2000

CATEGORY: ADA

TYPE: COR

REFERENCE: 0105205

REFERENCE DATE: 04 14 2000

CASES: A - 570 - 855

- -

- - - -
- - - -

PERIOD COVERED: 06 05 2000 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: NOTICE OF ANTIDUMPING DUTY ORDER & AMENDED FINAL
DETERMINATION IN THE ANTIDUMPING DUTY INVESTIGATION OF NON
FROZEN APPLE JUICE CONCENTRATE FROM PRC (A-570-855)

1. ON JUNE 5, 2000, THE DEPARTMENT OF COMMERCE PUBLISHED IN
THE FEDERAL REGISTER ITS ANTIDUMPING DUTY ORDER AND AMENDED FINAL
DETERMINATION IN THE INVESTIGATION OF NON-FROZEN APPLE JUICE
CONCENTRATE ("NFAJC") FROM THE PEOPLE'S REPUBLIC OF CHINA
("PRC"). THIS IS AN AMENDMENT OF MESSAGE 0105205 ON
APRIL 14, 2000.

2. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED

3. FOR PURPOSES OF THIS INVESTIGATION, THE PRODUCT COVERED BY THE SCOPE IS ALL NON-FROZEN CONCENTRATED APPLE JUICE WITH A BRIX SCALE OF 40 OR GREATER, WHETHER OR NOT CONTAINING ADDED SUGAR OR OTHER SWEETENING MATTER, AND WHETHER OR NOT FORTIFIED WITH VITAMINS OR MINERALS. EXCLUDED FROM THE SCOPE OF THIS INVESTIGATION ARE: FROZEN CONCENTRATED APPLE JUICE; NON-FROZEN CONCENTRATED APPLE JUICE THAT HAS BEEN FERMENTED; AND NON-FROZEN CONCENTRATED APPLE JUICE TO WHICH SPIRITS HAVE BEEN ADDED.

THE MERCHANDISE SUBJECT TO THIS INVESTIGATION IS CLASSIFIED IN THE HTSUS AT SUBHEADINGS 2009.70.00.20 AND 2106.90.52. ALTHOUGH THE HTSUS SUBHEADING IS PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE MERCHANDISE UNDER INVESTIGATION IS DISPOSITIVE.

4. ON MAY 30, 2000, IN ACCORDANCE WITH SECTION 735(D) OF THE ACT, THE U.S. INTERNATIONAL TRADE COMMISSION ("ITC") NOTIFIED THE DEPARTMENT OF COMMERCE THAT AN INDUSTRY IN THE UNITED STATES IS " MATERIALLY INJURED," WITHIN THE MEANING OF SECTION 735(B)(1)(A) OF THE ACT, BY REASON OF LESS-THAN-FAIR-VALUE IMPORTS OF NFAJC FROM THE PRC. IN ITS FINAL DETERMINATION, HOWEVER, THE ITC DETERMINED THAT CRITICAL CIRCUMSTANCES DO NOT EXIST WITH RESPECT TO IMPORTS OF THE SUBJECT MERCHANDISE FROM THE PRC. AS A RESULT, ANTIDUMPING DUTIES WILL BE ASSESSED ON UNLIQUIDATED ENTRIES OF NFAJC ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR

AFTER NOVEMBER 23, 1999, THE DATE OF PUBLICATION OF THE DEPARTMENT'S PRELIMINARY DETERMINATION IN THE FEDERAL REGISTER (64 FR 65675), AND CUSTOMS SHALL REFUND ANY CASH DEPOSITS MADE, OR BONDS POSTED, ON ANY SUBJECT MERCHANDISE WHICH WAS ENTERED PRIOR TO THE DEPARTMENT'S PRELIMINARY DETERMINATION PUBLICATION DATE OF NOVEMBER 23, 1999.

5. FOR IMPORTS OF NON-FROZEN APPLE JUICE CONCENTRATE FROM THE PRC, CUSTOMS SHALL CONTINUE TO SUSPEND LIQUIDATION OF SUCH SHIPMENTS (EXCEPT FOR MERCHANDISE BOTH MANUFACTURED AND EXPORTED

BY YANTAI NORTH ANDRE JUICE CO., LTD. ("NORTH ANDRE") (CUSTOMS ID A-570-855-001) WHICH HAS A ZERO MARGIN) THAT ARE ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER NOVEMBER 23, 1999.

EFFECTIVE JUNE 5, 2000, FOR ENTRIES FOR THE FOLLOWING FIRMS, CUSTOMS SHALL REQUIRE A CASH DEPOSIT EQUAL TO THE MARGINS SHOWN BELOW:

MFR/PRODUCER	MARGIN CUSTOMS ID	PERCENTAGE
SHAANXI HAISHENG FRESH FRUIT JUICE CO., LTD.	A-570-855-002	12.03
SANMENXIA LAKESIDE FRUIT JUICE CO., LTD.	A-570-855-003	27.57
SHANDONG ZHONGLU CO., LTD./ RUSHAN SHANGJIN-ZHONGLU FOODSTUFF CO., LTD./ SHANDONG LULING FRUIT JUICE CO./ RUSHAN DONGJIN FOODSTUFFS	A-570-855-004	8.98
YANTAI ORIENTAL JUICE CO., LTD.	A-570-855-005	9.96
QINGDAO NANNAN FOODS CO., LTD.	A-570-855-006	25.55
SHAANXI MACHINERY & EQUIPMENT IMPORT & EXPORT CORP.	A-570-855-007	51.74
XIAN ASIA QIN FRUIT CO., LTD.	A-570-855-008	14.88
XIAN YANG FUAN JUICE CO., LTD.	A-570-855-009	14.88
CHANGSHA INDUSTRIAL PRODUCTS & MINERALS IMPORT AND EXPORT CO., LTD.	A-570-855-010	14.88
SHANGDONG FOODSTUFFS	A-570-855-011	14.88

IMPORT AND EXPORT
CORPORATION, LTD.

PRC-WIDE RATE A-570-855-000 51.74
(EXCEPT MERCHANDISE BOTH
MANUFACTURED AND
EXPORTED BY NORTH ANDRE)

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT CRAIG MATNEY, ANNIKA O'HARA, OR SALLY HASTINGS, OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-1778, 482-3798, 482-3464, RESPECTIVELY.

7. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party